

ORDINANCE NO. _____

1 AN ORDINANCE amending Sections 8.38.090, 8.40.070, 8.44.070, and
2 24.38.070 of the Lincoln Municipal Code to increase the fees for swimming pools, spa
3 facilities, maintaining or using water wells within the city limits, and individual sewage
4 systems, respectively; amending Section 8.44.060 of the Lincoln Municipal Code to provide
5 for bi-annual, rather than annual permits for water wells within the City; and repealing
6 Sections 8.38.090, 8.40.070, 8.44.060, 8.44.070, and 24.38.070 of the Lincoln Municipal
7 Code as hitherto existing.

8 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

9 Section 1. That Section 8.38.090 of the Lincoln Municipal Code be amended
10 to read as follows:

11 **8.38.090 Fees.**

12 There ~~shall be a \$200.00~~ fee for a permit to conduct, operate and maintain a Class A
13 ~~and or Class B swimming pool, shall be as follows:~~

14	Seasonally Operated Pools	\$125.00
15	Year-Around Operated Pools	\$150.00

16 The fee for a permit to conduct, operate and maintain a swimming pool shall be payable
17 annually to the City of Lincoln and shall be credited to the Health Fund.

1 Failure or refusal to pay the permit fees required by this section to be paid on or before
2 April first of each year for which a permit is issued shall be grounds for revocation of such
3 permits.

4 Section 2. That Section 8.40.070 of the Lincoln Municipal Code be amended
5 to read as follows:

6 **8.40.070 Permit and Inspection Fees.**

7 The fee for a permit to conduct, operate, or maintain a spa facility shall be as follows:

8	Individual Spa Facility	
9	One Spa Pool.	\$150.00 <u>\$200.00</u> ;
10	Additional Spa Pool.	\$ 25.00 <u>\$50.00</u> per spa pool;
11	Spa Facility Co-Located	
12	With A Permitted Swimming Pool. .	\$ 25.00 <u>\$50.00</u> per spa pool.

13 The fees shall be payable annually to the City of Lincoln and shall be credited to the
14 Health Fund.

15 Section 3. That Section 8.44.060 of the Lincoln Municipal Code be amended
16 to read as follows:

17 **8.44.060 Maintaining or Using Water Well; Permit Required.**

18 Within sixty days of the adoption of this ordinance, all persons maintaining or using
19 water wells within the limits of the city existing immediately prior to the effective date of this
20 chapter or constructed hereafter shall be required to have such wells ~~annually~~ inspected by
21 the Health Director and to obtain an ~~annual~~ permit from the Health Director to continue the
22 maintenance or use of such water well. Permits for such wells shall be valid for ~~one~~ two
23 years, commencing January first of each odd numbered year. Such wells shall comply with

1 the provisions of this chapter and with the regulations, standards, and ordinances adopted by
2 the City Council.

3 Section 4. That Section 8.44.070 of the Lincoln Municipal Code be amended
4 to read as follows:

5 **8.44.070 Permit for Water Well; Application; Fees.**

6 Applicants for a permit shall obtain forms from the Health Director, which completed
7 forms together with the permit fee, shall be filed with the Health Director, who shall forthwith
8 forward such completed forms to the Public Utilities Department and such other appropriate
9 departments of the city for processing. If such applicant's well is found to be in compliance
10 with the "Water Well Regulations and Standards of the City of Lincoln" and its ordinances, a
11 permit shall then be issued. In the event that such applicant's well does not comply with such
12 ordinances, regulations and standards, such applicant shall immediately discontinue the use
13 of such well until same is brought into compliance with the applicable ordinance provisions,
14 regulations, or standards.

15 The following permit fees are hereby adopted:

- 16 (a) Water well construction permit ~~\$75.00~~ 100.00
- 17 (b) ~~Bi-Annual permits January 1 - December 31~~
18 ~~and one-half of such annual fee for any~~
19 ~~period after July 1 - December 31 of~~
20 ~~any permit year~~ ~~\$50.00~~ 100.00
- 21 (c) Water well repair permit ~~\$25.00~~ 50.00

22 All fees shall be credited to the Health Fund.

23 Section 5. That Section 24.38.070 of the Lincoln Municipal Code be amended
24 to read as follows:

1 **24.38.070 Fees.**

2 The following fees for permits are required:

3 (a) Individual sewage system construction permit fee:

4 Filing fee to be paid at time an application
5 is filed with the Health Officer ~~\$150.00~~ \$200.00

6 (b) Individual sewage system alteration or extension permit fee:

7 Filing fee to be paid at time an application
8 is filed with the Health Officer ~~\$50.00~~ \$100.00

9 (c) Individual sewage system annual operating permit fee:

10 Filing fee to be paid at time an application
11 is filed with the Health Officer \$ 15.00

12 (d) Cleaner's permit fee (annual) \$320.00

13 This permit is issued on an annual basis, expires on May 31 of
14 each year, and is renewable on payment of the annual fee and
15 demonstrated compliance with the requirements of this chapter.

16 (e) All fees are payable to the City of Lincoln and shall be credited to the Health Fund.

17 No fees will be refunded.

18 Section 6. That Sections 8.38.090, 8.40.070, 8.44.060, 8.44.070, and
19 24.38.070 of the Lincoln Municipal Code as hitherto existing be and the same are hereby
20 repealed.

21 Section 7. That this ordinance shall take effect and be in force from and after
22 its passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Staff Review Completed:

Administrative Assistant